

# .....T.....Systems.....

February 6, 2006

VIA ECFS

Marlene Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, D.C. 20554

Re: EB Docket No. 06-36 / EB 06-TC-060; Certification of Compliance Filing  
(January 27, 2006)

Dear Ms. Dortch:


T-Systems North America, Inc. ("T-Systems") respectfully submits the attached certification and statement.

T-Systems has established policies and procedures in order to implement the applicable terms of an agreement entered into by its parent holding company and certain of its affiliates with the Federal Bureau of Investigation and the U.S. Department of Justice (the "Agreement"). Pursuant to this Agreement, T-Systems has committed to complying with applicable FCC rules, including the rules applicable to customer proprietary network information ("CPNI"). Accordingly, the policies and procedures established in order to implement the applicable terms of the Agreement include measures designed to ensure compliance with the FCC's CPNI rules.

Attached please find T-Systems' most recent annual certificate stating that it is in compliance with the Confidential Subscriber and Call Data Information and Security Policy (which includes the CPNI rules), as well as a statement summarizing T-Systems' policies and procedures.

Please contact me at (732) 936-4480 should you have any questions regarding this filing.

Respectfully submitted,

  
Audrey I. Todd

Encl. (2)

cc: Byron McCoy, Telecommunications Consumer s Division, Enforcement Bureau, FCC  
Best Copy and Printing, Inc. (BCPI)

**Todd, Audrey**

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**From:** Kanfer, Jordan  
**Sent:** Friday, January 27, 2006 4:06 PM  
**To:** [REDACTED]  
**Cc:** Todd, Audrey [REDACTED]  
**Subject:** DOJ Report Confirmation

Dear [REDACTED],

By way of introduction, my name is Jordan Kanfer, and I recently joined T-Systems North America as Vice President, Legal Affairs. I understand that TSNA needs to provide confirmation of compliance with [REDACTED] and that [REDACTED] previously provided this confirmation on behalf of TSNA. As you may already be aware, [REDACTED] left the company last fall. Below you will find our statement confirming 2005 compliance with [REDACTED].

In connection with the annual information reporting requirements pursuant to the Agreement coordinated by [REDACTED], I hereby make the following affirmations:

1. The Confidential Subscriber and Call Data Information and Security Policy submitted with our 2004 report was not revised this year (except to make changes to the contacts information).
2. The Manual for Responding to Requests for Records or Content of Subscriber Information submitted with our 2004 report was not revised this year (except to make changes to the contacts information).
3. Pursuant to Section 5.11 (b) of the Agreement we confirm that there have been no subsequent changes to the policies and procedures.
4. Pursuant to Section 5.11 (c) of the Agreement, we confirm that there have been no known acts of noncompliance with the terms of the Agreement.

Please do not hesitate to contact me should you have any questions or concerns.

Sincerely,

Jordan Kanfer  
Vice President, Legal Affairs  
T-Systems North America, Inc.  
32 Avenue of the Americas, 20th Floor  
New York, NY 10013  
[REDACTED]

**Customer Proprietary Network Information Statement**  
**(47 C.F.R. § 64.2009(e))**  
**Attachment A**

T-Systems North America, Inc. ("T-Systems") has established policies and procedures designed to protect the confidentiality and privacy of its suppliers', and its enterprise, carrier and other customers', and interconnecting carriers' confidential and proprietary information, including customer proprietary network information ("CPNI"), as set forth in Section 222 of the Communications Act of 1934, as amended. The following statement is intended to explain how these policies and procedures operate to ensure compliance with the above-described regulations.

T-Systems uses, discloses or permits access to "individually identifiable" CPNI for the purposes of providing communications and related services to its customers. By way of example, T-Systems may contact customers to schedule the installation of a service or customer premises equipment ("CPE") or the upgrade of CPE. T-Systems may also contact customers to survey their satisfaction with the implementation of a service or to solicit their feedback regarding the management of any trouble reports associated with the service(s). T-Systems may also contact customers to invoice for services provided or to make inquiries regarding a past-due invoice. T-Systems does not share CPNI with affiliates or third parties for marketing purposes.

T-Systems has implemented a customer relationship management tool within which customer information, including type(s) of service(s), pricing, service location(s) and other preferences are recorded, including the "opt-out" preferences of potential future customers. T-Systems maintains detailed records of its marketing activities and requires that outbound marketing communications be reviewed and approved in accordance with internal policies prior to their release.

T-Systems has established policies and procedures which require employees to maintain the privacy of company and customer confidential and proprietary information. These policies and procedures include requiring that all employees sign a confidentiality agreement prior to beginning their employment with T-Systems, as well as an additional confidentiality policy incorporated into the T-Systems employee manual, with an express disciplinary process associated with the violation of these obligations.

In addition, the company has adopted an employee security policy manual designed to provide specific guidance on the handling of confidential subscriber and call data information. For example, the manual provides specific procedures which must be followed in the event an employee receives a request for information from law enforcement in order to ensure that the request is promptly acknowledged and acted upon, and that lawful process is followed.

T-Systems revisits its existing policies and procedures from time to time, and is currently in the process of reviewing its data privacy policies as a whole. In particular, T-Systems is reviewing its current employee training procedures and evaluating the benefit of incorporating an online data privacy training program tool. T-Systems is also reviewing the efficacy of the recently implemented customer relationship management tool in recording customer preferences with consistency and accuracy. T-Systems also intends in the very near future to adopt a separate privacy policy that speaks specifically to T-Systems' CPNI compliance obligations, and which would supplement the existing policies and procedures, and the company will also be appointing a Chief Privacy Officer to oversee all of its privacy compliance obligations.